

12/28/01

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PTO/SB/05 (03-01)

Approved for use through 10/31/2002. OMB 0651-0032

Approved for use through 10/31/2002. GMD 5001-0002  
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**UTILITY  
PATENT APPLICATION  
TRANSMITTAL**

*(Only for new nonprovisional applications under 37 CFR 1.53(b))*

|                        |                                       |
|------------------------|---------------------------------------|
| Attorney Docket No.    | ACS 59115                             |
| First Inventor         | Timothy A. Limon                      |
| Title                  | Intravascular Stent and Method of Use |
| Express Mail Label No. | EL 590180664 US                       |

## **APPLICATION ELEMENTS**

*See MPEP chapter 600 concerning utility patent application contents.*

**ADDRESS TO:** Assistant Commissioner for Patents  
Box Patent Application  
Washington, DC 20231

- |  |  |  |
|--|--|--|
| 1. <input type="checkbox"/>            | Fee Transmittal Form (e.g., PTO/SB/17)<br><i>(Submit an original and a duplicate for fee processing)</i>   |  |
| 2. <input type="checkbox"/>            | Applicant claims small entity status.<br>See 37 CFR 1.27.  |  |
| 3. <input checked="" type="checkbox"/> | Specification<br><i>(preferred arrangement set forth below)</i>  | [Total Pages] <span style="border: 1px solid black; padding: 2px;">18</span>   |
|  | <ul style="list-style-type: none"> <li>- Descriptive title of the invention</li> <li>- Cross Reference to Related Applications</li> <li>- Statement Regarding Fed sponsored R &amp; D</li> <li>- Reference to sequence listing, a table, or a computer program listing appendix</li> <li>- Background of the Invention</li> <li>- Brief Summary of the Invention</li> <li>- Brief Description of the Drawings <i>(if filed)</i></li> <li>- Detailed Description</li> <li>- Claim(s)</li> <li>- Abstract of the Disclosure</li> </ul> |  |
| 4. <input checked="" type="checkbox"/> | Drawing(s) (35 U.S.C. 113)   | [ Total Sheets ] <span style="border: 1px solid black; padding: 2px;">7</span> |
| 5. Oath or Declaration                 | [ Total Pages ] <span style="border: 1px solid black; padding: 2px;"> </span>  |  |
| a. <input type="checkbox"/>            | Newly executed (original or copy)  |  |
| b. <input type="checkbox"/>            | Copy from a prior application (37 CFR 1.63 (d))<br><i>(for continuation/divisional with Box 18 complete)</i>   |  |
| i. <input type="checkbox"/>            | <b><u>DELETION OF INVENTOR(S)</u></b>  |  |
|  | Signed statement attached deleting inventor(s) named in the prior application, see 37 CFR 1.63(d)(2) and 1.33(b).  |  |
| 6. <input type="checkbox"/>            | Application Data Sheet. See 37 CFR 1.76  |  |

7.  CD-ROM or CD-R in duplicate, large table or Computer Program (*Appendix*)

8. Nucleotide and/or Amino Acid Sequence Submission  
*(if applicable, all necessary)*

a.  Computer Readable Form (CRF)

b. Specification Sequence Listing on:

i.  CD-ROM or CD-R (2 copies); or

ii.  paper

c.  Statements verifying identity of above copies

#### **ACCOMPANYING APPLICATION PARTS**

9.  Assignment Papers (cover sheet & document(s))

10.  37 CFR 3.73(b) Statement  Power of  
*(when there is an assignee)*  Attorney

11.  English Translation Document *(if applicable)*

12.  Information Disclosure  Copies of IDS  
Statement (IDS)/PTO-1449  Citations

13.  Preliminary Amendment

14.  Return Receipt Postcard (MPEP 503)  
*(Should be specifically itemized)*

15.  Certified Copy of Priority Document(s)  
*(if foreign priority is claimed)*

16.  Nonpublication Request under 35 U.S.C. 122  
(b)(2)(B)(i). Applicant must attach form PTO/SB/35  
or its equivalent.

17.  Other: .....

18. If a CONTINUING APPLICATION, check appropriate box, and supply the requisite information below and in a preliminary amendment, or in an Application Data Sheet under 37 CFR 1.76:

Continuation     Divisional     Continuation-in-part (CIP)    of prior application No.: \_\_\_\_\_ /

*Prior application information:* \_\_\_\_\_ *Examiner:* \_\_\_\_\_

of prior application No.: \_\_\_\_\_ / \_\_\_\_\_

**Prior application information:** \_\_\_\_\_ **Examiner:** \_\_\_\_\_ **Group Art Unit:** \_\_\_\_\_

**For CONTINUATION OR DIVISIONAL APPS only:** The entire disclosure of the prior application, from which an oath or declaration is supplied under Box 5b, is considered a part of the disclosure of the accompanying continuation or divisional application and is hereby incorporated by reference. The incorporation can only be relied upon when a portion has been inadvertently omitted from the submitted application parts.

**19. CORRESPONDENCE ADDRESS**

|   |   |                                   |   |
|---|---|-----------------------------------|---|
| <input checked="" type="checkbox"/> Customer Number or Bar Code Label | <input type="text"/> (Insert Customer No. or Attach bar code label here)            |                                   | <input type="checkbox"/> or <input type="checkbox"/> Correspondence address below |
| Name  |  |                                   |   |
| Address   | 24201   |                                   |   |
| City  | PATENT TRADEMARK OFFICE   | State                             | Zip Code  |
| Country   |   | Telephone                         | Fax   |
| Name (Print/Type)   | John S. Nagy, Esq.  | Registration No. (Attorney/Agent) | 30,664  |
| Signature   | John Nagy   | Date                              | 12/28/2001  |

Burden Hour Statement: This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Box Patent Application, Washington, DC 20231.

**REQUEST AND CERTIFICATION  
UNDER  
35 U.S.C. 122(b)(2)(B)(i)**

|                      |                                       |
|----------------------|---------------------------------------|
| First Named Inventor | Timothy A. Limon                      |
| Title                | Intravascular Stent and Method of Use |
| Atty Docket Number   | ACS 59115                             |

I hereby certify that the invention disclosed in the attached application has not and will not be the subject of an application filed in another country, or under a multilateral agreement, that requires publication at eighteen months after filing. I hereby request that the attached application not be published under 35 U.S.C. 122(b).

12/28/01

Date



Signature

John S. Nagy, Esq.

Typed or printed name

This request must be signed in compliance with 37 CFR 1.33(b) and submitted with the application upon filing.

Applicant may rescind this nonpublication request at any time. If applicant rescinds a request that an application not be published under 35 U.S.C. 122(b), the application will be scheduled for publication at eighteen months from the earliest claimed filing date for which a benefit is claimed.

If applicant subsequently files an application directed to the invention disclosed in the attached application in another country, or under a multilateral international agreement, that requires publication of applications eighteen months after filing, the applicant must notify the United States Patent and Trademark Office of such filing within forty-five (45) days after the date of the filing of such foreign or international application. Failure to do so will result in abandonment of this application (35 U.S.C. 122(b)(2)(B)(iii)).